

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ANTOLIN ANDREW MARKS,

Plaintiff,

v.

UNITED STATES OF AMERICA *et al.*,

Defendants.

Case No. C06-5696RBL

ORDER

This Bivens action has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local Magistrates' Rules MJR 1, MJR 3, and MJR 4.

Mr. Marks now litigates under a sanction as a result of improper filings. As part of that sanction documents filed by Mr. Marks are submitted under seal for court review. Mr. Marks has filed one documents since entry of the last order (Dkt. # 39). Document 39 is a motion to the District Court Judge for a stay in consideration of the pending Report and Recommendation to dismiss this case. **Document 39 is now UNSEALED.**

The clerk's office is directed to send copies of this order to plaintiff and counsel and note this motion on Judge Leighton's calendar.

DATED this 28 day of September, 2007.

/S/ J. Kelley Arnold  
J. Kelley Arnold  
United States Magistrate